



Chapter 29. Standards For the Management of Used Oil

Article 1. Definitions

§66279.1. Definitions.

(a) "Exempt used oil" means used oil, in liquid form, which does not require treatment to achieve the minimum standards of purity set forth in Health and Safety Code section 25250.1(a)(3)(B), and which meets all of the requirements of Health and Safety Code section 25250.1(b)(1). Only the generator of the used oil may claim it is exempt used oil. The generator shall comply with the notification, testing, certification and recordkeeping requirements of Health and Safety Code sections 25250.1(b)(2), 25250.18 and 25250.19.

(b) "Household do-it-yourselfer used oil" means oil that is derived from households, such as used oil generated by individuals who generate used oil through the maintenance of their personal vehicles. Household do-it-yourselfer used oil does not include used oil generated by service stations, lube oil shops, or similar businesses.

(c) "Recycled oil" means any oil, in liquid form, produced from used oil, which has been prepared for reuse, which achieves the minimum standards of purity set forth in Health and Safety Code sections 25250.1(a)(3)(B) and 25250.1(b)(1).

(d) "Synthetic oil" means oil derived from coal, oil shale, or polymers, and water-soluble petroleum-based oils. Vegetable or animal oil used as a lubricant, hydraulic fluid, heat transfer fluid or for other similar industrial purposes shall be managed as used oil if it is identified as a non-RCRA hazardous waste. Used vegetable or animal oil identified as RCRA hazardous waste is not used oil.

(e) "Used oil collection center" means:

- (1) a used oil collection center defined in Public Resources Code section 48622; or
- (2) a recycle-only household hazardous waste collection facility as defined in Health and Safety Code section 25218.1(n); or
- (3) a household hazardous waste collection facility as defined in Health and Safety Code section 25218.1(f) and operating pursuant to a permit by rule; or
- (4) a collection facility operating pursuant to Health and Safety Code section 25250.11.

(f) "Used oil transfer facility" means a transfer facility as defined in subdivision (a) of Health and Safety Code section 25123.3 that either stores used oil for periods greater than six days, or greater than 10 days for transfer facilities in areas zoned industrial by the local planning agency, or that transfers used oil from one container to another. Used oil transfer facilities are not deemed to be generators of used oil.

NOTE: Authority cited: Sections 25150, 25159, 58004 and 58012, Health and Safety Code. Reference: Sections 25159, 25159.5, 25218.8, 25250.1 and 25250.11, Health and Safety Code; and 40 CFR Section 279.1.

HISTORY

1. New chapter 23, article 1 (section 66279.1) and section filed 6-22-95 as an emergency; operative 6-22-95 (Register 95, No. 25). A Certificate of Compliance must be transmitted to OAL by 10-20-95 or emergency language will be repealed by operation of law on the following day.
2. New chapter 23, article 1 (section 66279.1) and section refiled 10-2--95 as an emergency; operative 10-20-95 (Register 95, No. 42). A Certificate of Compliance must be transmitted to OAL by 2-17-96 or emergency language will be repealed by operation of law on the following day.
3. Editorial correction of HISTORIES 1 and 2 (Register 96, No. 11).
4. Repealed by operation of Government Code section 11346.1(g) (Register 96, No. 44).
5. New chapter 23, article 1 (section 66279.1) and section refiled 3-14-96 as an emergency; operative 3-14-96 (Register 96, No. 11). A Certificate of Compliance must be transmitted to OAL by 7-12-96 or emergency language will be repealed by operation of law on the following day.
6. New chapter 23, article 1, (section 66279.1) and section refiled 7-9-96 as an emergency; operative 7-9-96 (Register 96, No. 28). A Certificate of Compliance must be transmitted to OAL by 11-6-96 or emergency language will be repealed by operation of law on the following day.
7. Editorial correction adding new HISTORY 4 and renumbering HISTORIES (Register 96, No. 44).
8. New chapter 23, article 1 (section 66279.1) and section refiled 11-1-96 as an emergency; operative 11-1-96 (Register 96, No. 44). A Certificate of Compliance must be transmitted to OAL by 3-3-97 or emergency language will be repealed by operation of law on the following day.
9. Certificate of Compliance as to 11-1-96 order transmitted to OAL 12-23-96 and disapproved 2-6-97 (Register 97, No. 6).
10. New chapter 23, article 1 (section 66279.1) and section filed 2-7-97 as an emergency; operative 2-7-97 (Register 97, No. 6). A Certificate of Compliance must be transmitted to OAL by 6-9-97 or emergency language will be repealed by operation of law on the following day.
11. Certificate of Compliance as to 2-7-97 order transmitted to OAL 6-6-97 and disapproved 7-22-97 (Register 97, No. 30).
12. New chapter 29, article 1 (section 66279.1) and section filed 7-22-97 as an emergency; operative 7-22-97 (Register 97, No. 30). A Certificate of Compliance must be transmitted to OAL by 11-19-97 or emergency language will be repealed by operation of law on the following day.
13. Certificate of Compliance as to 7-22-97 order transmitted to OAL 11-19-97 and filed 1-5-98 (Register 98, No. 2).